

Pending

AMENDMENT NO. _____ Calendar No. _____

Purpose: To protect the right of States to opt out of a Federal health care takeover.

IN THE SENATE OF THE UNITED STATES—111th Cong., 2d Sess.

H. R. 4872

AMENDMENT NO. 3608

To provide
current
(S. Co) By Hutchison - others m-
To: H. R. 4872 10

Referred

2
Page(s)

d

GPO: 2008 45-603 (mae)

Ordered to lie on the table and to be printed

AMENDMENT intended to be proposed by Mrs. HUTCHISON

Viz:

Enzi, Coburn, Burr, Brown

- 1 At the end of section 1002, insert the following:
- 2 (c) RIGHT OF STATES TO OPT OUT OF FEDERAL
- 3 HEALTH CARE TAKEOVER.—Section 1321(d) of the Pa-
- 4 tient Protection and Affordable Care Act is amended—
- 5 (1) by striking “Nothing” and inserting:
- 6 “(1) IN GENERAL.—Except as provided in para-
- 7 graph (2), nothing”; and
- 8 (2) by adding at the end the following:

1 “(2) EXCEPTION FOR OPT OUT OF HEALTH
2 CARE REFORM.—The provisions of, and the amend-
3 ments made by, this Act shall not preempt any State
4 law enacted after the date of enactment of this Act
5 that exempts the State from such provisions or
6 amendments, including, but not limited to, provi-
7 sions and amendments relating to the individual
8 mandate, the employer mandate, taxes on prescrip-
9 tion drugs, taxes on medical devices, taxes on high
10 value health plans, Medicare cuts, and the unfunded
11 expansion of Medicaid.”.